

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

KATHY FERRIN, )  
Plaintiff, )  
v. ) Case No. 1:16-cv-00469  
AETNA LIFE INSURANCE COMPANY, ) Judge Thomas M. Durkin  
Defendant. )

**DEFENDANT'S CROSS-MOTION FOR JUDGMENT**

Defendant, Aetna Life Insurance Company (“Aetna” or “Defendant”), by its attorneys, pursuant to the Court’s July 6, 2017 Order [ECF# 80] and Federal Rule of Civil Procedure 52, hereby files Defendant’s Cross-Motion for Judgment and responds to Plaintiff’s Motion for Judgment.

In support of this Motion, Defendant files contemporaneously herewith and incorporates herein its joint Memorandum in Support of Cross-Motion for Judgment and Response to Plaintiff’s Motion for Judgment, Defendant’s Proposed Findings of Fact and Conclusions of Law, and Defendant’s Response to Plaintiff’s Findings of Fact.

Defendant respectfully requests that the Court grant its Motion, deny Plaintiff’s Motion for Judgment and enter judgment on behalf of Defendant and against Plaintiff.

Respectfully submitted,

OGLETREE, DEAKINS, NASH,  
SMOAK & STEWART, P.C.

s/Kimberly A. Jones

Kimberly A. Jones  
Illinois Bar No. 6293083  
155 N. Wacker Drive, Suite 4300  
Chicago, IL 60606  
Phone: 312-558-1220  
Fax: 312-807-3619  
[kimberly.jones@ogletreedeakins.com](mailto:kimberly.jones@ogletreedeakins.com)

Eric P. Mathisen  
Indiana Bar No. 19475-71  
56 S. Washington St., Suite 302  
Valparaiso, IN 46383  
Ph.: (219) 242-8666  
Fx.: (219) 242-8669  
[eric.mathisen@ogletreedeakins.com](mailto:eric.mathisen@ogletreedeakins.com)

**ATTORNEYS FOR DEFENDANTS**

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing *DEFENDANT'S CROSS-MOTION FOR JUDGMENT* was filed electronically on October 9, 2017 which will result in all parties of record being served with copies through the ECF system.

s/Kimberly A. Jones

Kimberly A. Jones

31523130.1